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07 SEP 10 PM 2:46
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH ANTHONY ABEYTA

Plaintiff,

vs.
ALL IN INDIVIDUAL AND OFFICIAL CAPACITY
SANTA CLARA COUNTY DEPT OF CORRECTIONS
SANTA CLARA COUNTY SHERIFF'S DEPT.
CORRECTIONS OFFICER ANTHONY DURANTE # 2406
SHERIFF SGT SUPERVISING OFFICER #1694 CSABANYI
Defendant.

07 4660
CASE NO. CW (PR)

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

I, JOSEPH A. ABEYTA, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes No ✓

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: _____ Net: _____

Employer: _____

If the answer is "no," state the date of last employment and the amount of the gross and net salary

1 and wages per month which you received. (If you are imprisoned, specify the last place of
2 employment prior to imprisonment.)

3 PERFORMANCE CEILING INC. 1995

6 2. Have you received, within the past twelve (12) months, any money from any of the following
7 sources:

- 8 a. Business, Profession or Yes No

9 self employment

10 b. Income from stocks, bonds, Yes No

11 or royalties?

12 c. Rent payments? Yes No

13 d. Pensions, annuities, or Yes No

14 life insurance payments?

15 e. Federal or State welfare payments, Yes No

16 Social Security or other govern-

17 ment source?

18 If the answer is "yes" to any of the above, describe each source of money and state the amount
19 received from each.

22 3. Are you married? PERMANENTLY SEPERATED Yes No

23 Spouse's Full Name: YVETTE HOPE VALLES

24 Spouse's Place of Employment:

25 Spouse's Monthly Salary, Wages or Income:

26 Gross \$ _____ ? Net \$ _____

27 4. a. List amount you contribute to your spouse's support: \$ 0

b. List the persons other than your spouse who are dependent upon you for support.

1 and indicate how much you contribute toward their support. (NOTE: For minor
 2 children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).
 3 _____
 4 _____
 5 _____

6 5. Do you own or are you buying a home? Yes No ✓
 7 Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

8 6. Do you own an automobile? Yes No ✓
 9 Make _____ Year _____ Model _____

10 Is it financed? Yes No If so, Total due: \$ _____
 11 Monthly Payment: \$ _____

12 7. Do you have a bank account? Yes No ✓ (Do not include account numbers.)
 13 Name(s) and address(es) of bank: _____
 14 _____
 15 Present balance(s): \$ _____

16 Do you own any cash? Yes No ✓ Amount: \$ _____
 17 Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 18 market value.) Yes No ✓

19 8. What are your monthly expenses?

20 Rent: \$ _____ Utilities: _____

21 Food: \$ _____ Clothing: _____

22 Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

23 9. Do you have any other debts? (List current obligations, indicating amounts and to whom
 24 they are payable. Do not include account numbers.)

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3 10. Does the complaint which you are seeking to file raise claims that have been presented in
4 other lawsuits? Yes No ✓

5 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which
6 they were filed.
7
8

9 I consent to prison officials withdrawing from my trust account and paying to the court the
10 initial partial filing fee and all installment payments required by the court.

11 I declare under the penalty of perjury that the foregoing is true and correct and understand
12 that a false statement herein may result in the dismissal of my claims.

13
14 9/5/2007
15 DATE

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SIGNATURE OF APPLICANT